IV

1942

File No. B Local Bds/42

K

Legal DEPARTMENT

B BRANCH

Subject:—

P-7
L.

Governor's Bill No. ~~XXV~~ of 1942

A Bill to amend

the Bombay Local Boards

Act, 1923

(Amendt of s. 28A)

Bom. ~~XXII~~ of 1942

File No: B Local Bds/42

Std. Scott. Slip 24-B

Bom. ~~XXII~~ of 1942

553 B

C O N T E N T S .

Legal Department. File No. B. Local Bds/42.

Sr. No.	Compilation No.	Subject	Pages
		A Bill to amend Bom. Local Bds Act, 1923.	
1.	U.R.to G.D.No. 468Confl. dt. 31-10-42	Draft Bill	1.
2.	U.R. to G.D.No. 485 conf-dt. 31-10-42.	S. 23 Amendment of for extension of the term of the members of D.L.B.	3-
3.	R.I.No. 12230 dt. 7-12-42	Governor's assent to the Bill	6
4.	G.N.L.D.No. 3815 dt. 8-12-42.	Publication of Bom. Act No. XXII of 1942.	7-11
5.	———	Governor's Bill No. XXV of 1942.	13-23
6.	———	Bom. Act No. XXII of 1942.	25-36

S.A.L.
28-4

Office of the R.L.A.

A revised draft Bill is appended.

2. Section 28A of the Bombay Local Boards Act, 1923, has served its purposes and has now become obsolete. The amendment of the Act proposed has, therefore, been carried out by suitable and simple substitutions in section 28A itself

3. The statement at page 3A is in order.

4. The subject matter of the Bill falls under entry No. 13 in the Provincial Legislative List in the Seventh Schedule to Government of India Act, 1935. None of the provisions of the Bill relates to any matter enumerated in the Concurrent Legislative List. It is not, therefore, necessary to reserve the Bill for consideration of the Governor-General with reference to paragraph (2) of the Proclamation and section 107(2) of the Government of India Act, 1935. Under executive instructions the Bill requires the previous concurrence of the Governor General

Sd/-
P.H.M. 21/10

Remembrancer of Legal Affairs.

U.R. to G.D. No 468/Conf., dated the 21st October 1942

M-28/A

As the intention now is to extend the term of office of the members of other local boards as well it would be simpler to amend section 28 of the Bombay Local Boards Act, 1923, as suggested by Secretary, G.D., in his note dated 27th October 1942, at page 31 ante. But as under that section it will be entirely in the discretion of the Commissioner to extend the term of office of the members it would be for the Government to consider whether it would be administrative convenient to give the power of further extension to the Commissioner or to take it to themselves. In the latter case it would also be possible to make the necessary provision by the amendment of section 29A.

2. G.D. had taken the orders of Government for the extension of the term of the District Local Board, Dharwar. Since it is now intended to extend the terms of other local boards also it will be necessary for the G.D. to obtain fresh orders of Government by following the usual procedure.

Sd/-
P.N.M
3/10

Remembrancer of Legal Affairs.

U.R. to G.D., No. 485-Confl., dated the 31st October 1942

Mr/28/4

No. 201(77) 5
Office of the Governor's Secretary
Government House,
Bombay 7th December 1942.

From

J.D. Irwin, Esquire, CIE DSO MC. I.C.S
Secretary to the Governor of Bombay

To,

The Secretary to Government,
Legal Department, Bombay

Subject: Bombay Local Boards (Amendment) Bill, 1942

Sir,

With reference to your letter No 0643 dated the 2nd December 1942 I am directed to return herewith the copy of the Bombay Local Boards (Amendment) Bill, 1942, prepared by His Excellency the Governor under paragraph(2) of the Proclamation, dated the 4th November 1939, issued by him under section 93 of the Government of India Act, 1935, and to state that under the provisions of the aforesaid paragraph His Excellency the Governor is pleased to declared that he assents to the Bill in the name of His Majesty.

Your obedient servant,

Sd/-
Secretary to the Governor of
Bombay

Mr/28/4

Acts

Publication of the Bombay Local Boards (Amendment) Act 1942

GOVERNMENT OF BOMBAY
Legal Department.
Resolution No 9816.

Bombay Castle, 8th December 1942

Letter to the Secretary to the Governor, No 8648, dated the 2nd December 1942

Letter from the Secretary to the Governor, No 201(77) dated the 7th December 1942.

"With reference to your letter No 8648 dated the 2nd December 1942 I am directed to return herewith the copy o the Bombay Local Boards (Amendment) Bill, 1942, prepared by His Excellency the Governor under paragraph(2) of the Proclamation, dated the 4th November 1939, and issued by him under section 93 of the Government of India Act, 1935, and to state that under the provisions of the aforesaid paragraph His Excellency the Governor is pleased to declare that he assents to the Bill in the name of His Majesty".

RESOLUTION :---- The law should be published as Bombay Act No. XXII of 1942, in the Bombay Government Gazette dated the 8th December 1942

2. The Act should be translated into Marathi, Gujrati, Kannada and Hindustani (in Urdu and Devnagari scripts) and the translations should be published in the Bombay Government Gazette.

3. A copy of the Act should be forwarded to the General Department.

By order of the Governor of Bombay

Sd/-
S.L.C.

(P.N.Wood,
For) Secretary to Government

To.

The manager, Government Central Press Bombay
("With a copy of the Act and with a request tat 15 gazette copies of the Act may be forwarded to the Legal Department).
The General Department
The Oriental Translator to Government) With
The Secretary to the Bombay Legislative Council) a copy of the
The Secretary to the Bombay Legislative Assembly) Act.

With five extra copies.

Hr/28/4